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**PETITION FOR REVIVAL OF AN APPLICATION FOR PATENT ABANDONED  
UNINTENTIONALLY UNDER 37 CFR 1.137(b)**

Docket Number:  
3128/FBR

First named inventor: Keith Edwin CURTIS et al.

Application No.: 09/720,570

Group Art Unit:

Filed: December 21, 2000

Examiner:

Title: Virtual EPROM Simulation Apparatus

Attention: Office of Petitions  
Assistant Commissioner for Patents  
Box DAC  
Washington, D.C. 20231

NOTE: If information or assistance is needed in completing this form, please contact Petitions information at (703) 305-9282.

The above-identified application became abandoned for failure to file a timely and proper reply to a notice or action by the United States Patent and Trademark Office. The date of abandonment is the day after the expiration date of the period set for reply in the Office notice or action plus extensions of time actually obtained.

**APPLICANT HEREBY PETITIONS FOR REVIVAL OF THIS APPLICATION**

Note: A grantable petition requires the following items:

- (1) Petition fee;
- (2) Reply and/or issue fee;
- (3) Terminal disclaimer with disclaimer fee – required for all utility and plant applications filed before June 8, 1995; and for all design applications; and
- (4) Statement that the entire delay was unintentional.

1. Petition fee

☐ Small entity-fee \$\_\_\_\_\_ (37 CFR 1.17(m)). Applicant claims small entity status. See 37 CFR 1.27.

☒ Other than small entity – fee \$1280 (37 CFR 1.17 (m))

2. Reply and/or fee

A. The reply and/or fee to the above-noted Office action in the form of (see enclosure list) identify type of reply):

- ☐ has been filed previously on \_\_\_\_\_.
- ☒ is enclosed herewith.

B. The issue fee of \$0.00.

- ☐ has been paid previously on \_\_\_\_\_.
- ☐ is enclosed herewith.

EXPRESS MAIL NO. EV105567325

Deposited on July 23, 2002 - I hereby certify that this paper and/or fee is being deposited with the United States Postal Service as "Express Mail Post Office to Addressee" service under 37 CFR 1.10 on the date indicated above and is addressed to the Commissioner of Patents and Trademarks, Washington, D.C. 20231.

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## 3. Terminal disclaimer with disclaimer fee

- ☐ Since this utility/plant application was filed on or after June 8, 1995, no terminal disclaimer is required.
- ☐ A terminal disclaimer (and disclaimer fee (37 CFR 1.20(d)) of \$ \_\_\_\_\_ for a small entity or \$ \_\_\_\_\_ for other than a small entity) disclaiming the required period of time is enclosed herewith (see PTO/SB/63).

## 4. STATEMENT: The entire delay in filing the required reply until the filing of a grantable petition under 37 CFR 1.137(b) was unintentional. [NOTE. The United States Patent and Trademark Office may require additional information if there is a question as to whether either the abandonment or the delay in filing a petition under 37 CFR 1.137(b) was unintentional (MPEP 711.02(c)(111)(C) and (D))]

**WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.**

July 23, 2002

Date

Signature

Shahan Islam

Typed or printed name

KMZ Rosenman  
575 Madison Avenue  
New York, NY 10022

Address

Telephone

Number: (212) 940-8564

Enclosures: ☒ Fee Payment☒ Reply (Response to Notification of Missing Requirements and Petition Under 37 CFR 1.83 to Suspend the Rules and Affidavit in Support)☐ Terminal Disclaimer Form☐ Additional sheets containing statements establishing unintentional delay☐ Other:

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*[Signature]*  
Shahan Islam

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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In re Application of: Keith Edwin CURTIS et al.	:
Serial No.: 09/720,570	: Examiner: Unassigned
Filed: December 21, 2000	: Group Art Unit: Unassigned
For: Virtual EPROM	:
Simulation Apparatus	:
-----X	

Commissioner of Patents and Trademarks  
Washington, D.C. 20231

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**DECLARATION OF SHAHAN ISLAM IN SUPPORT OF RESPONSE TO  
NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 AND  
PETITION UNDER 37 CFR 1.183 TO SUSPEND THE RULES**

SHAHAN ISLAM, attorney of record herein, deposes and states:

1. I am attorney of record in this application and a member of the Bars of New York, New Jersey and the U.S. Patent and Trademark Office.
2. I hereby submit this Declaration in Support of the Response to the Notification of Missing Requirements Under 35 U.S.C. 371 and Petition Under 37 CFR 1.183 to Suspend the Rules. The Notification required an executed oath of Declaration of the inventors.

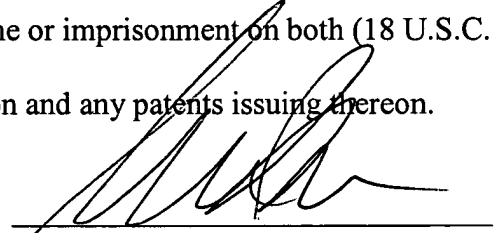
3. I have helped draft and supervised the drafting of the original priority U. S. Provisional Application and worked closely with the inventors herein prior to filing the application.
4. As the application was a provisional patent application, no Declaration and Power of Attorney was necessary and was not filed.
5. This application was assigned by the inventors herein to Nugame, Inc. of Las Vegas Nevada, which, in turn, assigned it to Aristocrat Leisure Industries, which later changed its name to Aristocrat Technologies Australia Pty Ltd.
6. A PCT Application was filed by applicant Aristocrat Technologies Australia Pty Ltd.
7. The national stage of the PCT Application was entered into on December 21, 2000.
8. Sometime after the assignment of the provisional application from Nugame to Aristocrat, Nugame closed its doors and is now defunct, with no traceable phone number or office.
9. Since receiving the Notice, I have been trying extensively to find the inventors herein through searches in web databases, calls to the telephone company and directory assistance, as well as calling the former boss and former CEO of Nugame, Mr. Miachel J. Farnham (Farnham).
10. Farnham has advised me that he (Farnham) is not aware of the whereabouts of the inventors. Accordingly, it is not possible to have the original inventors execute a Declaration and Power of Attorney. In view thereof, the application to suspend the rules is being submitted herewith.

Respectfully submitted,  
KATTEN MUCHIN ZAVIS ROSENMAN

  
\_\_\_\_\_  
Shahan Islam  
Registration No. 32,507

DATE: July 23, 2002  
KATTEN MUCHIN ZAVIS ROSENMAN  
575 Madison Avenue  
New York, NY 10022-2585  
(212) 940-8564

I declare that all statements made of my personal knowledge are true and that all statements made on information and belief are believed to be true. I further declare that willful false statements and the like are punishable by fine or imprisonment on both (18 U.S.C. 1001) and may jeopardize the validity of the application and any patents issuing thereon.

  
\_\_\_\_\_  
Shahan Islam